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ALEXANDER L. STEVAS,
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IN THE
SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 1979

NO. 85, Original

THE STATE OF TEXAS,

Plaintiff,

V.

THE STATE OF OKLAHOMA,

Defendant.

AMENDED MOTION FOR ENTRY OF JUDGMENT BY CONSENT OF PLAINTIFF AND DEFENDANT

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THE STATE OF TEXAS,

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AMENDED MOTION FOR ENTRY OF JUDGMENT BY CONSENT OF PLAINTIFF AND DEFENDANT

COME NOW the State of Texas and the State of Oklahoma, by and through their respective Counsel of record, and move this Honorable Court to enter judgment in this action, as specified in the Motion for Entry of Judgment by Consent of Plaintiff and Defendant previously filed in this cause, as amended herein.

The boundary description contained in Paragraph (7) of such Motion does not coincide directly with the field notes appearing on the survey plat which comprises Appendix C-1 of such Motion. This discrepency is due to a directional change in the narrative description of the boundary from that which appears in Appendix C-1. Several printing errors also appear in the narrative description of the boundary in Paragraph (7) of the original Motion. To obviate these problems, Paragraph (7) is amended to read as follows:

> (7) The boundary between Texas and Oklahoma determined by this judgment coin-

cides with the boundaries of Tracts T-2-1, T-2-2 and T-2-4 and is described as follows, with all bearings from the above referenced judgment and deed descriptions, and all distances in feet:

BEGINNING at a point, same being the centerline of Shawnee Creek and the Northeast corner of Tract T-2-4 as acquired by the United States in a Judgement as recorded in Volume 420 Page 556 of the Deed Records of Grayson County, Texas.

THENCE up the south bank of the Red River as it existed prior to the construction of the Texoma Reservoir and Denison Dam, with its meanders: South 78°08' West a distance of 528.9 feet; South 86°10' West a distance of 1370.50 feet; South 89°06' West a distance of 484.0 feet; North 88°22' West a distance of 447.2 feet; North 85°37' West passing the Northeast corner of Tract T-2-2 as recorded in Volume 417 Page 23 of the Deed Records of Grayson County, Texas and the total distance of 1675.30 feet; North 76°21' West a distance of 413.7; North 86°01' West a distance of 170.10 feet to the Northwest corner of Tract T-2-2;

THENCE North 76°01' West a distance of 394.50 feet; North 87°34' West a distance of 1198.90 feet; North 68°27' West a distance of 362.20 feet; North 55°54' West a distance of 1030.80 feet to a point, same being the Northwest corner of Tract T-2-1 as acquired by the United States in a Judgment as recorded in Volume 417 Page 123 of the Deed Records of Grayson County, Texas.

As amended, the narrative description of the boundary in Paragraph (7) coincides directly with the field

notes appearing on the survey plat comprising Appendix C-1 of the original Motion.

WHEREFORE, the Plaintiff and Defendant, by and through their respective Counsel, move the Court to enter a judgment in this cause as described in the Motion for Entry of Judgment by Consent of Plaintiff and Defendant, as amended herein, each party hereby consenting thereto.

Respectfully submitted,

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PROOF OF SERVICE

I, Justin Andrew Kever, a member of the Bar of this Court, do hereby certify that three true and correct copies of the above and foregoing Motion for Entry of Judgment by Consent of Plaintiff and Defendant have been served on each party separately represented in this proceeding by depositing the same in a United States Post Office, with first-class postage prepaid, certified, return receipt requested, on this _____ day of _____, 1982.

_____

Justin Andrew Kever